



PATENT

3762
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark W. Kroll et al.
Serial No.: 10/071,282
Filed: 02/07/2002
Docket No.: A02P1013US01
Examiner: M. Bockelman
Art Unit: 3762
For: SYSTEM AND METHOD FOR EVALUATING RISK OF MORTALITY DUE TO CONGESTIVE HEART FAILURE USING PHYSIOLOGIC SENSORS

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Commissioner for Patents
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October 8, 2004

Estela Pineiro
Estela Pineiro
Date 10/8/04

Dear Sir:

In the Restriction Requirement mailed October 4, 2004, the Examiner identified five patentably distinct species. The Examiner has required Applicants to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

Applicants elect Species 1: a method of calculating VR according to equation 5 of the specification. This election is made without traverse.

Respectfully submitted,

10/8/04
Date

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